HONOURABLE SHRI JUSTICE R.SUBHASH REDDY

WRIT PETITION No. 15570 OF 2006

Dated 1st August, 2006.

Between:
Ganesh Soma

… Petitioner

And

The Vice-Chancellor,
Jawaharlal Nehru Technological University
Kukatpally, Hyderabad and others.

… Respondents.

ORAL ORDER:

This writ petition is filed seeking a writ of mandamus to direct the respondents to consider the case of the petitioner for admission into M.Tech. (Computer Sciences) or M.Tech. (Software & Information Technology).

The petitioner is a graduate in B.Tech. with specialization in Information Technology. The respondent-University has issued notification dated 29.5.2006 inviting applications for admission into Full Time Post Graduate Programmes, namely, M.Tech/M.Arch/M.U.R.P./M.Pharmacy in various subjects in the University, constituent and affiliated colleges for the academic year 2006-07. As per the notification, one application is sufficient for all courses under one discipline number and if admission is sought in more than one discipline, separate application is to be submitted for each discipline. Various disciplines are notified and discipline No.6 relates to the course in M.Tech. (Computer Science). In the eligibility column against discipline No.6, it is noted "B.E./B.Tech./AMIE, in any branch of Engg./M.Sc. (Computers/Electronics/Sciences/Mathematics/MCA". The admissions are being made on the basis of valid rank in Graduate Aptitude Test for Engineering Examination (for short "GATE"). The petitioner responded to the said notification and submitted only one application to consider his candidature for M.Tech. Course in Computer Science discipline. However, during the counselling, it is noticed that he is a candidate with B.Tech. (Information Technology) and as such, he is not eligible for admission into M.Tech. (Computer Science). Accordingly, he is not called for counselling.

It is the case of the petitioner that having regard to the notification and eligibility criteria notified in it stating that the candidates in any branch of Engineering are eligible for admission into M.Tech. courses, though he is a graduate in B.Tech. (Information Technology), he has applied for M.Tech. (Computer Science) course.

At the stage of admission, the matter was adjourned for getting instructions. Sri K.Ratangapani Reddy, learned Standing Counsel for respondent-University, submits that petitioner is a candidate with graduate in Information Technology discipline and he is eligible only for admission into M.Tech. (Software & Information Technology) and is not eligible to be admitted into M.Tech. (Computer Science). It is further submitted that even GATE examination is conducted basing on the disciplines, and, as such, he is not eligible to be considered for admission into M.Tech. (Computer Science). Further, on instructions, it is also submitted that there is a seat available in M.Tech. (Software & Information Technology).

Though it is submitted by the learned Standing Counsel that the candidates with B.Tech. (Computer Science & Engineering) alone are eligible for admission into M.Tech. (Computer Science) course, but, however, inasmuch as it is stated in the eligibility column against the discipline in M.Tech. (Computer Science) in the admission notification that B.E./B.Tech/AMIE in any branch of Engineering are eligible to apply, the petitioner has submitted only one application for admission into M.Tech. (Computer Science) course. Though he may not be eligible for the seat in M.Tech. (Computer Science) course as per the academic regulations, but it is not in dispute that having regard to his basic qualification and the rank secured by him in the GATE examination, he is eligible to be

considered for allotment of a seat in M.Tech. (Software & Information Technology) course. As it is stated that a seat in M.Tech. (Software & Information Technology) is available and as in the notification for admission into post-graduate programmes, it is stated that the candidates of B.E., B.Tech, AMIE in any branch of Engineering are eligible to apply, pursuant to which, the petitioner has put in only one application, I dispose of the writ petition with a direction to the respondents to consider the case of the petitioner for admission into M.Tech. (Software & Information Technology) in the seats available basing on his rank in the GATE examination, and, if he is eligible, he shall be granted admission in M.Tech. (Software & Information Technology) or any other eligible discipline.

Subject to above directions, the writ petition is disposed of. No costs.

1.8.2006

(R.SUBHASH REDDY, J.)

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Note:

Issue cc by tomorrow.

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